

§ 17.211

38 CFR Ch. I (7-1-00 Edition)

such as parking lots, landscaping, sidewalks, streets, storm sewers, etc., are excluded except to the extent the work is inextricably involved with new construction or the remodeling, modification or alteration of existing facilities.

(Authority: 38 U.S.C. 8131(c))

(d) The term *cost of construction* means the amount which the Secretary determines to be necessary for a State home construction project, including architect fees, supervision and site inspection services, printing and advertising costs, but excluding land acquisition costs.

(Authority: 38 U.S.C. 8131(d))

(e) The term *State agency* means that State agency or instrumentality of a State designated by a State as authorized to apply for assistance to construct or acquire State home facilities for veterans and thereafter administer those facilities.

(f) The term *acquisition* means the purchase of a facility for use as a State veterans home for the provision of domiciliary and/or nursing home care to veterans. An acquisition includes any remodeling or alteration needed to meet existing standards.

(g) The term *cost of acquisition* means the amount which the Secretary determines to be necessary to acquire and renovate a facility for the provision of domiciliary or nursing home care as a State home.

(h) As used in connection with a request from a State for a grant to assist in the construction or acquisition of a State veterans home:

(1) The term *preapplication* means the State's submission to the Secretary of a preapplication for Federal Assistance on Standard Form 424 with an accompanying space program and schematics for the project; and

(2) The term *application* means the submission to the Secretary of an application for Federal Assistance for a project on Standard Form 424 after the Department of Veterans Affairs has reviewed the State's preapplication for the project and informed the State that it is a feasible project for Federal participation.

(i) The term *life safety project* means a State veterans nursing home or domiciliary project which would remedy an existing condition which has been cited by the Department of Veterans Affairs, a State or local agency (including a Fire Marshal), or the Joint Commission on Accreditation of Hospitals, as threatening to the lives or safety of patients within the facility.

(j) The term *renovation project* means a project to expand, remodel or alter a State veterans nursing home or domiciliary which is not a life safety project and does not result in the addition of domiciliary or nursing home beds.

[45 FR 38357, June 9, 1980, as amended at 52 FR 23825, June 25, 1987; 56 FR 20353, May 3, 1991. Redesignated at 61 FR 21966, May 13, 1996]

§ 17.211 Maximum number of nursing home beds for veterans by State.

(a) For purposes of these regulations, appendix A prescribes the maximum number of beds which may be necessary to provide adequate nursing home care and domiciliary care to veterans residing in each State. When the nursing home beds to be constructed or acquired in a State will result in more than 2½ beds per 1,000 veterans, the State shall provide sufficient justification for the Secretary to determine that the additional beds are required in that State. In making this determination, the Secretary shall consider the following factors: (1) Demographic characteristics of the State's veteran population, (2) availability, suitability and cost of alternative nursing home beds to meet the needs of veterans in the State, (3) waiting lists for existing State nursing home facilities and (4) any other criteria which the Secretary shall deem appropriate to provide adequate nursing home care.

(Authority: 38 U.S.C. 8134(1))

(b) At the time an application is filed by a State for a grant under the regulations concerning grants to States for construction of State home facilities, such State must submit a certified statement listing the total number of State-operated nursing home care beds for veterans together with all other State projects under construction for beds to furnish nursing home care to veterans in such State.

(Authority: 38 U.S.C. 8135(a)(3))

Department of Veterans Affairs

§ 17.212

APPENDIX A TO § 17.211—STATE HOME FACILITIES FOR FURNISHING NURSING HOME CARE

The maximum number of beds to provide adequate nursing home care and domiciliary

care to veterans residing in each State not to exceed four beds per 1,000 veteran population for nursing home care and two beds per 1,000 veteran population for domiciliary care is established as follows:

State	Veteran population in thousands	No. of beds: NHC 2.5/1000	No. of beds: NHC 4/1000	No. of beds: Dom 2/1000
Alabama	405	1,013	1,620	810
Alaska	63	158	252	126
Arizona	420	1,050	1,680	840
Arkansas	252	630	1,008	504
California	2,829	7,073	11,316	5,658
Colorado	395	988	1,580	790
Connecticut	386	965	1,544	772
Delaware	80	200	320	160
District of Columbia	57	143	228	114
Florida	1,524	3,810	6,096	3,048
Georgia	666	1,665	2,664	1,332
Hawaii	100	250	400	200
Idaho	109	273	436	218
Illinois	1,227	3,068	4,908	2,454
Indiana	640	1,600	2,560	1,280
Iowa	325	813	1,300	650
Kansas	282	705	1,128	564
Kentucky	359	898	1,436	718
Louisiana	417	1,043	1,668	834
Maine	154	385	616	308
Maryland	543	1,358	2,172	1,086
Massachusetts	666	1,665	2,664	1,332
Michigan	1,026	2,565	4,104	2,052
Minnesota	496	1,240	1,984	992
Mississippi	230	575	920	460
Missouri	629	1,573	2,516	1,258
Montana	100	250	400	200
Nebraska	178	445	712	356
Nevada	146	365	584	292
New Hampshire	146	365	584	292
New Jersey	875	2,188	3,500	1,750
New Mexico	170	425	680	340
New York	1,801	4,503	7,204	3,602
North Carolina	681	1,703	2,724	1,362
North Dakota	63	158	252	126
Ohio	1,296	3,240	5,184	2,592
Oklahoma	378	945	1,512	756
Oregon	356	890	1,424	712
Pennsylvania	1,508	3,770	6,032	3,016
Rhode Island	119	298	476	238
South Carolina	354	885	1,416	708
South Dakota	77	193	308	154
Tennessee	530	1,325	2,120	1,060
Texas	1,747	4,368	6,988	3,494
Utah	140	350	560	280
Vermont	64	160	256	128
Virginia	664	1,660	2,656	1,328
Washington	598	1,495	2,392	1,196
West Virginia	217	543	868	434
Wisconsin	561	1,403	2,244	1,122
Wyoming	54	135	216	108
Puerto Rico	124	310	496	248

Estimate as of March 31, 1989.

Source: Office of Reports and Statistics, VA. (Based on last available Bureau of the Census data.)

[45 FR 38357, June 9, 1980, as amended at 48 FR 1490, Jan. 13, 1983; 52 FR 23826, 23829, June 25, 1987; 56 FR 20353, May 3, 1991. Redesignated at 61 FR 21966, May 13, 1996]

§ 17.212 Scope of grants program.

(a) Subject to the availability of an appropriation, a grant may be made to